

REMARKS

This amendment is being filed contemporaneously with a Request for Continued Examination (RCE) in response to the Final Office Action mailed on May 24, 2006, in which the claims 34-45 were finally rejected.

In making the rejections, the Examiner cited a new reference, U.S. Published Patent Application No. 20060095527 to Malik. In a telephone conference with Examiner Backer, it was pointed out that this subject application claimed priority of a previously filed parent application to which the subject application is entitled to priority. By adding a Cross Reference to the previous application in the subject application this should perfect the claim.

In view of the foregoing, the Examiner has indicated that, upon the filing of the RCE and the subject Amendment, the Examiner will withdraw the Malik publication as a reference as applicant's earliest filing date precedes Malik's filing date. As will be noted, applicant's is entitled to a date of conception going back at least to September 1, 1999, which is the date of applicant's Disclosure Document No. 461519, filed on that date. While applicants' date of conception clearly precedes the September 1, 1999 date, this date is clearly adequate to overcome Malik.

It is believed that this application is now in better condition for examination and allowance. Early examination and allowance is, therefore, respectfully solicited.

Respectfully submitted,

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